

IRISH LAND COMMISSION

RETURN

OF

PROCEEDINGS

UNDER

"THE LAND LAW ACTS;" "THE LABOURERS (IRELAND)
ACTS, 1883-1891;" AND "THE LAND PURCHASE ACTS,

DURING THE MONTH OF

NOVEMBER, 1896.

Presented to both Houses of Parliament by Command of Her Majesty.



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IRISH LAND COMMISSION.

MONTH OF NOVEMBER, 1896.

Summary of Proceedings under "The Land Law Acts," up to the 30th day of November, 1896; also of Proceedings up to same date, under "The Labourers (Ireland) Acts, 1883-1891," and under "The Land Purchase Acts.

COURT OF THE IRISH LAND COMMISSION.

I.—FAIR RENT.

(a.) *In Court.*

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 31st October, 1896, . . .	164,186		Rents fixed—		
Applications received in month of November, 1896, . . .	565		By Chief Commission to 31st October, 1896, . . .	4,277	
		164,751	" in month of November, 1896, . . .	1	4,278
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 31st Oct., 1896, . . .	9,542				
Do. in month of Nov., 1896, . . .	15	9,557	By Sub-Commissions to 31st October, 1896, . . .	168,840	
			" in month of November, 1896, . . .	132	168,971
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court to 31st Oct., 1896, . . .	39,356				
Applications received in month of November, 1896, . . .	59	39,415	Dismissed—		
			To 31st October, 1896, . . .	7,960	
Number of Cases under the "Redemption of Rent (Ireland) Act, 1891," which were treated as Applications to fix Fair Rents,* to 31st Oct., 1896, . . .	806		In month of November, 1896, . . .	11	7,971
" received in Nov., 1896, . . .	12	818			
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed in Court, transferred from Civil Bill Courts, to 31st October, 1896, . . .	1,385		Struck out—		
Do. in month of Nov., 1896, . . .	4	1,389	To 31st October, 1896, . . .	33,416	
			In month of November, 1896, . . .	14	33,430
Applications by Joint Tenants or Tenants in common to fix Fair Rents of portions of Holdings separately occupied, under Land Law (Ireland) Act, 1896, to 31st October, 1896, . . .	83				
Do. in Month of Nov., 1896, . . .	43	126	Withdrawn—		
			To 31st October, 1896, . . .	14,681	
			In month of November, 1896, . . .	9	14,690
Total.	—	225,955	Total disposed of.	—	221,173

* These cases are also included in Redemption of Rent, Table (LX.), page 7.

† An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 31st Oct., 1896,	12,008	13,361	Rents fixed— By Chief Commission to 31st Oct., 1896,	—	—
Applications received in month of November, 1896,	1,353		" in month of November, 1896,	—	
Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term transferred from Civil Bill Courts to 31st Oct., 1896,	300	263	By Sub-Commission to 31st Oct., 1896,	434	743
Do. in month of November, 1896,	85		" in month of November, 1896,	308	
			Dismissed— To 31st Oct., 1896,	2	14
			In month of November, 1896,	12	
			Struck out— To 31st Oct., 1896,	7	53
			In month of November, 1896,	46	
			Withdrawn*— To 31st Oct., 1896,	3	7
			In month of November, 1896,	4	
Total,	—	13,644	Total disposed of,	—	816

* An application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

(b.) Out of Court.

FIRST STATUTORY TERM.

Agreements out of Court, in Form 44, fixing Fair Rent to 31st October, 1896,	117,550
Do., do., in month of November, 1896,	76
Total,	117,626

SECOND STATUTORY TERM.

Agreements out of Court, in Form 45, fixing Fair Rent for a Second Statutory Term to 31st October, 1896,	5
Do., do., in month of November, 1896,	83
Total,	88

II.—MISCELLANEOUS ORIGINATING NOTICES.†

Miscellaneous Originating Notices, e.g., Sale of Tenancies and Resumption of Holdings, &c.): Applications received to 31st October, 1896,	1,435	1,501	Number disposed of to 31st October, 1896,	2,417
Applications received in month of November, 1896,	16		" in month of November, 1896,	2
Miscellaneous Originating Notices (e.g., Sale of Tenancies and Resumption of Holdings, &c.) transferred from Civil Bill Courts to 31st October, 1896,	37	37		
Do., in month of November, 1896,	—			
Applications by Leaseholders to be declared Tenants of present tenancies (Form 33) received to 31st October, 1896,	1,044	1,044		
Applications in month of November, 1896,	—			
Total,	—	2,582	Total disposed of,	2,419

† The first notice of application to the Court, seeking its decision upon the true value of a tenancy, the rent, the term of years, or any other question which the Court has jurisdiction to decide under the Act, is termed an Originating Notice.

III.—APPLICATIONS BY LESSOR OR GRANTEE TO HAVE LEASE OR GRANT EXERCISED SINCE 1ST JANUARY, 1869, DECLARED VOID ("LAND LAW (IRELAND) ACT, 1887,"—SEC. 2.)—FORM 50.

Number of Applications received to 23rd February, 1896,*	55	Leases or Grants declared void to 31st Oct., 1896,	22	
		" in month of November, 1896,	—	22
		Applications dismissed or struck out to 31st Oct., 1896,	30	
		" in month of November, 1896,	—	30
		Applications withdrawn or compromised to 31st Oct., 1896,	3	
		" in month of November, 1896,	—	3
Total,	55	Total disposed of,	—	55

* The time limited in the Act for lodging an Application of this kind expired on the 23rd February, 1896.

IV.—APPLICATIONS BY MIDDLEMAN CLAIMING TO BE ENTITLED TO SURRENDER HIS HOLDING UNDER SEC. 8 OF "LAND LAW (IRELAND) ACT, 1887."—FORM 53.

Number of Applications received to 31st Oct., 1896,	13	Applications granted to 31st October, 1896,	2	
" in month of November, 1896,	—	" in month of November, 1896,	—	2
" Transferred from Civil Bill Courts to 31st October, 1896,	3	Applications dismissed or struck out to 31st Oct., 1896,	9	
" in month of November, 1896,	—	" in month of November, 1896,	—	9
		Applications withdrawn to 31st October, 1896,	3	
		" in month of November, 1896,	—	3
Total,	—	Total disposed of,	—	14

V.—PROCEEDINGS UNDER THE LABOURERS (IRELAND) ACTS, 1883-1891.

Applications received to 31st Oct., 1896,	4,253	Rents fixed to 31st Oct., 1896,	3,609	
" in November, 1896,	—	" in November, 1896,	25	3,635
		Applications dismissed, struck out, and withdrawn to 31st Oct., 1896,	371	
		" in November, 1896,	—	371
Total,	4,253	Total disposed of,	—	4,006

**VI.—APPEALS IN FAIR RENTS, &c.
FIRST STATUTORY TERM.**

Number of Appeals lodged to 31st Oct., 1896,	43,391	Number heard to 31st October, 1896,	23,077	
„ in month of November, 1896,	7	„ in month of Nov., 1896,	1	23,078
		Number dismissed or struck out to 31st October, 1896,	801	
		„ in month of Nov., 1896,	—	801
		Number withdrawn to 31st October, 1896,	59,872	
		„ in month of Nov., 1896,	48	59,920
		Total Number disposed of,	—	41,799
		Remaining to be disposed of,	—	599
Total,	43,398	Total,	—	43,398

SECOND STATUTORY TERM.

Number of Appeals lodged during Second Statutory Term to 31st October, 1896	407	Number heard to 31st October, 1896,	1	
„ in month of November, 1896,	49	„ in month of Nov., 1896,	9	10
		Number dismissed or struck out to 31st Oct., 1896,	—	
		„ in month of Nov., 1896,	—	
		Number withdrawn to 31st Oct., 1896,	2	
		„ in month of Nov., 1896,	59	61
		Total Number disposed of,	—	42
		Remaining to be disposed of,	—	474
Total,	516	Total,	—	516

VII.—PURCHASE OF LAND (IRELAND) ACTS, 1885 & 1888.

	Number.	Amount.
Loans applied for to 31st October, 1896,	29,607	£ 11,444,561
„ in November, 1896,	—	—
Deduct Applications refused,	29,607 3,498	11,444,561 1,440,104
Loans sanctioned to 31st October, 1896,	26,109	9,995,477
Less one application since rescinded,	25,792	9,981,720
Loans sanctioned in month of November, 1896,	1	155
	25,791	9,981,875
Loans issued to 31st October, 1896,	—	—
Less an advance in one case since rescinded,	25,325	9,982,338
	1	57
Loans issued in month of November, 1896,	25,324	9,982,321
	3	134
	25,327	9,982,455

VIII.—PURCHASE OF LAND (IRELAND) ACT, 1891.

	Number.	Amount.	Number.	Amount.
		£		£
Loans applied for to 31st October, 1896,	9,345	3,021,778	3,419	3,047,373
" in November, 1896,	74	25,497		
Loans applied for in cases of Purchase of Estates to 31st October, 1896,	2,767	701,318	2,767	701,318
Loans applied for in month of November, 1896,	—	—		
Total number of Loans applied for to 30th November, 1896,	—	—	12,183	3,748,393
Less applications refused to 30th November, 1896,	615	274,167	1,404	490,921
" " in cases of Purchase of Estates to 30th November, 1896,	789	216,754		
Loans sanctioned to 31st October, 1896,	7,762	2,630,909	10,782	3,257,672
" in November, 1896,	63	24,789	7,845	2,655,738
Loans sanctioned in cases of Purchase of Estates to 31st October, 1896,	1,419	368,579		
" in November, 1896,	9	3,645	1,428	372,234
Total number of Loans sanctioned to 30th November, 1896,	—	—	9,473	3,228,611
Less applications rescinded by Order of Court to 30th November, 1896,	95	43,182	215	94,123
" in cases of Purchase of Estates, by Order of Court to 30th November, 1896,	122	48,940		
Loans issued to 31st October, 1896,	6,417	2,138,886	9,058	2,833,490
" in November, 1896,	18	4,559	6,435	2,143,446
" in cases of Purchase of Estates to 31st October, 1896,	1,190	296,951		
" in November, 1896,	—	—	1,190	296,951
" in cases under the Redemption of Rent Act, to 31st October, 1896,	58	60,340	58	60,340
" in November, 1896,	—	—		
			7,683	2,500,736

IX.—REDEMPTION OF RENT (IRELAND) ACT, 1891.

Applications received to 31st Oct., 1896,	1,043	Number of cases in which Consents to Redemption of Rent have been received and cases treated as Agreements to Purchase to 31st October, 1896,	150	133
" in Nov., 1896,	51		3	
		Number of cases in which no Consents were received and which were treated as applications to fix Fair Rents* to 31st October, 1896,	806	815
		Number of cases in which time had expired for receiving consents in month of November, 1896,	19	
		Number of cases in which applications have been received but where time for lodgment of consent has not expired,	—	123
Total,	1,074	Total,	—	1,074

* Applications treated as Fair Rent cases are also included in Fair Rent Table (c) page 8.

CIVIL BILL COURTS.

MONTH OF NOVEMBER, 1896.

Summary of Proceedings under "The Land Law Acts," as notified to the Irish Land Commission, up to the 30th day of November, 1896.

I.—FAIR RENT.

(a.) *In Court.*

FIRST STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court to 31st October, 1896.	29,835	Rents fixed to 31st October, 1896,	17,078	
Applications received in month of November, 1896,	110	" in month of November, 1896,	43	17,121
	30,071	Applications dismissed or struck out to 31st Oct., 1896,	3,853	
Applications by Leaseholders under "Land Law (Ireland) Act, 1887," to have Fair Rents fixed to 31st October, 1896,	4,199	" in month of November, 1896,	11	3,864
Applications received in month of November, 1896,	6	Applications withdrawn* to 31st October, 1896,	447	
	4,205	" in month of November, 1896,	3	450
Applications to fix Fair Rents in Civil Bill Courts under sec. 4 "Land Law (Ireland) Act, 1887," when an ejectment is pending, to 31st October, 1896.	2,413	Applications transferred to Irish Land Commission Court to 31st Oct., 1896,	10,827	
Applications received in month of November, 1896,	—	" in month of November, 1896,	16	10,943
	2,413			
Applications by Joint Tenants, or Tenants in Common, to fix Fair Rents of portions of Holdings separately occupied under "Land Law (Ireland) Act, 1896," to 31st October, 1896,	2			
Applications received in month of November, 1896,	—			
	2			
Total,	—	Total disposed of,	—	32,378

SECOND STATUTORY TERM.

Applications under "Land Law (Ireland) Act, 1881," to have Fair Rents fixed in Court for a Second Statutory Term to 31st October, 1896,	526	Rents fixed to 31st Oct., 1896,	42	
Applications received in month of Nov., 1896,	238	" in month of November, 1896,	14	56
		Applications dismissed or struck out to 31st Oct., 1896,	2	
		" in month of Nov., 1896,	2	4
		Applications withdrawn* to 31st October, 1896,	1	
		" in month of Nov., 1896,	1	2
		Applications transferred to Irish Land Commission, to 31st October, 1896,	200	
		" in month of Nov., 1896,	25	225
Total,	764	Total disposed of,	—	347

* An Application to fix a Fair Rent cannot be withdrawn without the consent of both Landlord and Tenant, and it may be inferred, where applications for leave to withdraw are made, that a rent has been agreed upon between the parties.

(b.) *Out of Court.*

FIRST STATUTORY TERM.

Agreements out of Court, in Form No. 44, fixing Fair Rent to 31st October, 1896,	7,318
" " in month of November, 1896,	2
Total,	7,320

II.—MISCELLANEOUS ORIGINATING NOTICES.*

Miscellaneous Originating Notices (e.g., Sale of Tenancies and Resumption of Holdings, &c.): Applications received to 31st October, 1896,	571		Number disposed of to 31st October, 1896,	312	
Applications received in month of November, 1896,	3		" in month of November, 1896,	1	
Applications received in month of November, 1896,	3	574	Transferred to Irish Land Commission Court to 31st October, 1896,	37	312
Applications by Leaseholders to be declared Tenants of present Tenancies (Form 15), received to 31st October, 1896,	3		Transferred in month of November, 1896,	—	37
Applications received in month of November, 1896,	—	3			
Total,	—	577	Total disposed of,	—	350

* The first notice of application to the Court, seeking its decision upon the true value of a tenancy, fair rent, avoidance of lease, or any other question which the Court has jurisdiction to decide under the Act, is termed an Originating Notice.

III.—APPLICATIONS BY LESSEE OR GRANTEE TO HAVE LEASE OR GRANT EXECUTED SINCE 1ST JANUARY, 1869, DECLARED VOID ("LAND LAW (IRELAND) ACT, 1887,"—SEC. 2).—FORM 80.

Number of Applications received to 23rd February, 1888,†	6	Leases or Grants declared void to 31st Oct., 1896,	—	
		" in month of Nov., 1896,	—	
		Applications dismissed or struck out to 31st Oct., 1896,	6	6
		" in month of Nov., 1896,	—	
		Applications withdrawn or compromised to 31st October, 1896,	—	
		" in month of Nov., 1896,	—	
		Applications transferred to Irish Land Commission Court to 31st October, 1896,	—	
		" in month of Nov., 1896,	—	
Total,	6	Total disposed of,	—	6

† The time limited in the Act for lodging an Application of this kind expired on the 23rd February, 1888.

IV.—APPLICATIONS BY MIDDLEMAN CLAIMING TO BE ENTITLED TO SURRENDER HIS HOLDING
UNDER SEC. 8 OF "LAND LAW (IRELAND) ACT, 1887"—FORM 38.

Number of Applications received to 31st October, 1896,	22	Applications granted to 31st Oct., 1896,	3	
" in month of November, 1896,	—	" in month of November, 1896,	—	3
		Applications dismissed or struck out to 31st Oct., 1896,	4	
		" in month of November, 1896,	—	4
		Applications withdrawn to 31st October, 1896,	1	
		" in month of November, 1896,	—	1
		Applications transferred to Irish Land Commission Court to 31st October, 1896,	3	
		" in month of November, 1896,	—	3
Total,	22	Total disposed of,	—	11

Irish Land Commission, }
6th January, 1897. }

JOHN H. FRANKS.